

Jury demand date:

D. C. Form No. 106A Rev.

TITLE OF CASE				ATTORNEYS			
UNITED STATES OF AMERICA and E. C. TALLEY, Special Agent, Internal Revenue Service, vs. PAUL R. HODGSON,				For plaintiff: Nathan G. Graham (U.S.A.) Jms. H. Jeffries, III (I.R.S.) For defendant: James R. Hays 534 Harvard Tower 4815 South Harvard Tulsa, Okla. 74135 749-1673			
STATISTICAL RECORD	COSTS		DATE	NAME OR RECEIPT NO.	REC.	DISB.	
J.S. 5 mailed 2-1-73 4-1-74	Clerk						
J.S. 6 mailed 5-1-73 2-1-75	Marshal						
Basis of Action: INTERNAL REVENUE CODE, §§ 7402, et seq.	Docket fee						
	Witness fees						
Action arose at:	Depositions						

DATE	PROCEEDINGS	Date Order or Judgment Noted
1-22-73	Petition to enforce internal revenue summons, filed. rm	
1-29-73	Order to show cause, filed. Ordered that def. appear before U. S. Judge on 2/15/73 at 10:00 a.m. to show cause; further ordered that copy of order, w/petition and exhibit, be served personally on def.; further that def. shall file written response to petition in within 5 days after service of petition. (AEB-J)rm - summons issued.	
1-31-73	Return on service of summons filed. Served def. by serving Paul Hodgson at Tulsa, Okla. on 1-30-73. (\$10.80) USM.h	
2-5-73	Answer to petition to enforce internal revenue summons and order to show cause, filed. hm	
2-14-73	Brief of Respondent, filed. jj	
2-15-73	Case called for hearing on Order to Show Cause. James A. Jeffries, III, was sworn to try this cause for the Pltf., and James R. Hays rep. the Deft. Court passes this cause to Feb. 22, 1973, at 10:00 A.M. Pltf. asked Court for permission to present some evidence at this time, and Court so allows. Pltf. presents evidence with the testimony of Edward C. Talley. Pltf is granted until Friday, Feb. 16, 1973, to file responsive brief, and the Deft. is granted until Feb. 20, 1973, in which to further respond. (The summons was admitted into evidence; to remain in file for further use.) (AEB-J)v	
2-16-73	Govt's Memorandum of Law, filed. r	
2-20-73	Respondent's Reply Brief, filed. r	
2-21-73	<u>Minute Order</u> : Ordered that this matter is stricken from 2/22/73 at 10:00 a.m. for further hearing to show cause, to be set at a later date by the Court. (AEB-J)rm - parties notified by phone	
2-26-73	Ordered that this case set for hearing to show cause on 3-6-73 at 10:00am (AEB-J)h	
3-1-73	Reporter's Transcript of proceedings had on 2-15-73, filed by Tim Holmes, CSR. v	
3-6-73	Case called for hearing on order for defendant to show cause. Parties present and represented. Court directs parties to furnish court with additional briefs 3-8-73 at 11:30am for examination and inspection by the court in camera; and Order to show cause taken under advisement. (AEB-J)h (Hearing set 3-8-73 at 11:30 am)h	
3-7-73	Petitioners Supplemental Memorandum of Law, filed. jj	
3-8-73	Supplemental brief of respondent, filed. rm	
3-8-73	Hearing held on further filing of briefs on hearing to show cause why Internal Revenue summons should not be enforced. Court announces documents have been inspected in camera by the court; and court finds that the summons will be quashed and set aside and not issued. Govt's request for affidavit of Paul Hodgson sustained in part/overruled in part, and part of affidavit made part of record. In camera documents returned to defendant. Proper order of hearing to be prepared by Jms. Hays, within 3 days. (AEB-J)h	
3-26-73	Reporter's Transcript of proceedings on 2-15-73 and 3-6- & 8-73, filed. r	

(Cont'd)

D. C. 110A Rev. Civil Docket Continuation

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DATE	PROCEEDINGS	Date Order or Judgment Noted
4-16-73	Findings of fact, conclusions of law and judgment, filed and entered, that the summons shall not be enforced and the complaint and cause of action are dismissed. (AEB-J)rm - copies mailed	
6-14-73	Notice of appeal by Plaintiffs, filed. (cpy to USCA & James R. Hays)g	
7-5-73	Appeal record, in three volumes, mailed to USCA. v -Clerk's copy of transcripts mailed to USCA.	
3-11-74	Mandate & Opinion of USCA reversing judgment of 4-16-73 and reversing with directions to order enforcement of the summons, filed and spread of record. g	
3-18-74	Order, filed, that resp. Hodgson appear before S.Agt. Talley or officer of IRS at 10:00 A.M. on 3-27-74 at room 305, LVO Enterprise Bldg. Tulsa, Okla. to testify and etc. and Ordered that costs be assessed against the respondent. jj copies mailed	
4-2-74	Statement of costs taxed against Paul R. Hodgson in amt. of \$106.20 by USCA, 10th Circuit, filed. g	
4-3-74	Appeal record (3 vols.) rec'd from USCA. g	

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